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(Original Signature of Member)

116TH CONGRESS  
1ST SESSION

**H. R.**

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To amend the Immigration and Nationality Act by striking marijuana use, possession, and distribution as grounds of inadmissibility and removal.

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IN THE HOUSE OF REPRESENTATIVES

Mr. LUJÁN introduced the following bill; which was referred to the Committee  
on \_\_\_\_\_

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**A BILL**

To amend the Immigration and Nationality Act by striking  
marijuana use, possession, and distribution as grounds  
of inadmissibility and removal.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Removing Marijuana  
5       from Deportable Offenses Act”.

1 **SEC. 2. STRIKING MARIJUANA USE, POSSESSION, AND DIS-**

2 **TRIBUTION AS GROUNDS FOR INADMIS-**

3 **SIBILITY AND REMOVAL.**

4 (a) IN GENERAL.—The Immigration and Nationality

5 Act (8 U.S.C. 1101 et seq.) is amended—

6 (1) in section 101(a)(43)(B) (8 U.S.C. 1101(a)(43)(B)), by inserting “other than the dis-  
7 tribution of marijuana,” after “(as defined in section  
8 102 of the Controlled Substances Act);”

9 (2) in section 212(a)(2) (8 U.S.C. 1182(a)(2)),  
10 by amending subparagraph (F) to read as follows:

11 (F) MARIJUANA OFFENSES.—Notwith-  
12 standing any other provision of this section, any  
13 offenses involving the use, possession, or dis-  
14 tribution of marijuana shall not be considered  
15 as grounds of inadmissibility.”; and

16 (3) in section 237(a)(2)(B)(i) (8 U.S.C. 1227(a)(2)(B)(i)), by striking “other than a single  
17 offense involving possession for one’s own use of 30  
18 grams or less of marijuana” and inserting “other  
19 than offenses involving the use, possession, or dis-  
20 tribution of marijuana”.

21 (b) RIGHT TO REAPPLY OR RETURN.—

22 (1) REAPPLICATION.—Any alien who was pre-  
23 viously denied a visa to enter the United States as  
24 a direct result of the alien’s use, possession, or dis-

1 tribution of marijuana may reapply for admission to  
2 the United States.

3 (2) REISSUANCE.—Any alien who was deported  
4 from the United States as a direct result of the  
5 alien's use, possession, or distribution of marijuana  
6 shall be readmitted to the United States and re-  
7 issued the visa that they had at the time of the  
8 alien's deportation if the alien is not inadmissible  
9 under section 212(a) of the Immigration and Na-  
10 tionality Act, as amended by subsection (a)(2).